



DOCKET NO.: GALK-0007

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Benjamin Galkin

Application No.: 10/748,891

Filing Date: December 30, 2003

For: **DEVICE FOR PATIENT COMFORT IN MAMMOGRAPHY AND METHOD OF USE**

Confirmation No.:

Group Art Unit: Not Yet Assigned

Examiner: Not Yet Assigned

DATE OF DEPOSIT: *February 10, 2004*

I HEREBY CERTIFY THAT THIS PAPER IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL, POSTAGE PREPAID, ON THE DATE INDICATED ABOVE AND IS ADDRESSED TO THE UNITED STATES PATENT AND TRADEMARK OFFICE, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450.

*Karen M. Whitney*

TYPED NAME: Karen M. Whitney  
REGISTRATION NO.: 52,355

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

INFORMATION DISCLOSURE STATEMENT

Pursuant to 37 CFR § 1.56 and in accordance with 37 CFR §§ 1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 CFR § 1.56(b).



In accordance with § 1.97(b), since this Information Disclosure Statement is being filed either within three months of the filing date of the above-identified application, within three months of the date of entry into the national stage of

the above identified application as set forth in § 1.491, before the mailing date of a first Office Action on the merits of the above-identified application, or before the mailing date of a first Office Action after the filing of request for continued examination under § 1.114, no additional fee is required.

- ☐ In accordance with § 1.129(a), this Information Disclosure Statement is being filed in connection with ☐ the first or ☐ second After Final Submission, therefore:

☐ Certification in Accordance with § 1.97(e) is attached; or

☐ The fee of **\$180.00** as set forth in § 1.17(p) is attached.

- ☐ In accordance with § 1.97(c), this Information Disclosure Statement is being filed after the period set forth in § 1.97(b) above but before the mailing date of either a Final Action under § 1.113 or a Notice of Allowance under § 1.311, or before an action that otherwise closes prosecution in the application, therefore:

☐ Certification in Accordance with § 1.97(e) is attached;

or

☐ The fee of **\$180.00** as set forth in § 1.17(p) is attached.

- ☐ In accordance with § 1.97(d), this Information Disclosure Statement is being filed after the mailing date of either a Final Action under § 1.113 or a Notice of Allowance under § 1.311 but before, or simultaneously with, the payment of the Issue Fee, therefore included are: Certification in Accordance with § 1.97(e); and the submission fee of **\$180.00** as set forth in § 1.17(p).

- ☐ Copies of each of the references listed on the attached Form PTO-1449 are enclosed herewith.
- ☐ Copies of references listed on the attached Form PTO-1449 are enclosed herewith
- ☐ Copies of references listed on the attached Form PTO 1449 are not required to be submitted pursuant to the June 30, 2003 recent revisions to 37 CFR § 1.98(a)(2)(i).

## EXCEPT THAT:

- ☐ In view of the voluminous nature of references [list as appropriate], and the likelihood that these references are available to the Examiner, copies are not enclosed herewith.
- ☒ In accordance with § 1.98(d), copies of the following references listed on the attached Form PTO-1449 are not enclosed herewith because they were previously cited by or submitted to the U.S. Patent and Trademark Office in patent application(s) for which a claim for priority under 35 U.S.C. § 120 have been made in the instant application:
  - ☒ Copies of references **1 thru 16** listed on the attached Form PTO-1449 were previously cited by or submitted to the Patent and Trademark Office in prior Application No. **10/302,096**, filed **November 22, 2002**.

Please charge any deficiency or credit any overpayment to Deposit Account No. 23-3050. This form is submitted in duplicate.

Date: February 10, 2004

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<b>Form PTO-1449 Modified</b>  List of Patent and Publications Cited by Applicant (Use several sheets if necessary)  U.S. Department of Commerce Patent and Trademark Office		Docket No. <b>GALK-0007</b>	Serial No. <b>10/748,891</b>
		Applicant <b>Benjamin M. Galkin</b>	
		Filing Date <b>December 30, 2003</b>	Group <b>Not Yet Assigned</b>
<b>OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)</b>			
	<b>1</b>	Galkin, B.M., et al., "The Breast Pillow™: A mammography device for reducing patient discomfort and pain," <b>2001</b> , 0768BR-e, 1 page	
	<b>2</b>	Galkin, B.M., et al., "The Breast Pillow™: A mammography device for reducing patient discomfort and pain," <i>Education exhibit presented at the annual meeting of the Radiological Society of North America</i> , November 25-30, <b>2001</b> , Abstract 0768BR-e published in Supplement to Radiology, <b>2001</b> , 221(P), page 698	
	<b>3</b>	Galkin, B., et al., "The Breast Pillow™: A novel device to reduce patient discomfort and pain during mammography while also measuring compression force(1)," <i>Med. Physics</i> , August <b>2001</b> , 28(8), SU-HH-EXH C-10, 1 page	
	<b>4</b>	Galkin, B.M., et al., "The Breast Pillow™: A novel device to reduce patient discomfort and pain during mammography while also measuring compression force," <i>Poster exhibit presented at the annual meeting of the American Association of Physicists in Medicine</i> , July 22-26, <b>2001</b> , Abstract SU-HH-EXH C-10 published in <i>Med. Phys.</i> , <b>2001</b> , page 1820	
<b>EXAMINER</b>		<b>DATE CONSIDERED</b>	



<b>Form PTO-1449 Modified</b>  List of Patent and Publications Cited by Applicant (Use several sheets if necessary)  U.S. Department of Commerce Patent and Trademark Office	Docket No. <b>GALK-0007</b>	Serial No. <b>10/748,891</b>
	Applicant <b>Benjamin M. Galkin</b>	
	Filing Date <b>December 30, 2003</b>	Group <b>Not Yet Assigned</b>

**U. S. PATENT DOCUMENTS**

Examiner Initial		Document No.	Date	Name	Class	Subclass
	5	60/187,198	03/06/00	Lebovic, et al.		
	6	2003/0174807 A1	09/18/03	Lebovic, et al.	378	37
	7	2003/0007597 A1	01/09/03	Higgins, et al.	378	37
	8	5,063,583	11/05/91	Galkin	378	207
	9	5,276,726	01/04/94	Galkin	378	207
	10	5,311,883	05/17/94	Sherman	128	846
	11	5,406,612	04/11/95	Galkin	378	207
	12	5,479,927	01/02/96	Shmulewitz	128	660.09
	13	5,541,972	07/30/96	Anthony	378	37
	14	5,544,238	08/06/96	Galkin	378	207
	15	6,049,583	04/11/00	Galkin	378	37
	16	6,577,702	06/10/03	Lebovic, et al.	378	37

**FOREIGN PATENT DOCUMENTS**

Examiner Initial		Document No.	Date	Country	Translation	
					YES	NO

**EXAMINER**

**DATE CONSIDERED**